

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JEFFREY W. TAM,

No. C 07-2747 SI

Plaintiff,

**ORDER RE: PLAINTIFF'S MOTION TO
FILE HATE CRIME**

v.

JOHN E. POTTER,

Defendant.

Plaintiff has filed a "motion to file hate crime." (Docket No. 34). The Court DENIES plaintiff's motion, except to the extent that plaintiff wishes to allege that defendant has "created mental stress for the plaintiff." Plaintiff may file a second amended complaint no later than **March 28, 2008** which includes allegation # 10 but does not include allegation # 11.

IT IS SO ORDERED.

Dated: March 18, 2008



SUSAN ILLSTON
United States District Judge